

UNITED STATES DISTRICT COURT  
DISTRCIT OF MASSACHUSETTS

**APPEARANCE OF COUNSEL**

Please accept my appearance for the defendant Frank DePergola in the above entitled matter.

Date: January 15, 2007

/s/ Daniel D. Kelly  
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CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on January 15, 2007.

/s/ Daniel D. Kelly  
Daniel D. Kelly